

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

*** FILED ***
06/26/2001

06/20/2001

CLERK OF THE COURT
FORM R109B

HONORABLE DANIEL A. BARKER

G. Kuder
Deputy

CR 2001-090964

FILED: _____

STATE OF ARIZONA

ADENA J BERNSTEIN

v.

MICHAEL J STANDISH
DOB: 08-10-78

WILLIAM D SHOSTAK

APO-SENTENCINGS-SE
APPEALS-SE
DISPOSITION CLERK-SE
VICTIM WITNESS DIV-CA-SE

SUSPENSION OF SENTENCE - PROBATION GRANTED

9:18 a.m. State is represented by Deputy County Attorney Matthew Harrison on behalf of Adena Bernstein. Defendant is present and represented by counsel William D. Shostak.

Court Reporter, Traci Webster, is present.

The Defendant is advised of the charge, the determination of guilt and is given the opportunity to speak.

Pursuant to A.R.S. Section 13-607,

THE COURT FINDS AS FOLLOWS:

WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived his/her right to a trial with or without a jury, his/her right to confront and cross examine witnesses, his/her right to testify or remain silent and his/her right to present evidence and call his/her own witnesses after having been

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advised of these rights. The determination of guilt was based upon a plea of Guilty.

Having found no legal cause to delay rendition of judgment and pronouncement of sentence, the Court enters the following judgment and sentence:

IT IS THE JUDGMENT of the Court that the Defendant is guilty of the crimes of:

OFFENSE: COUNT 1: POSSESSION OF MARIJUANA, a class 6 UNDESIGNATED, nondangerous and nonrepetitive offense in violation of A.R.S. Sections 13-3401, 3405, 3418, 701, 702, 702.01, 707, 801 and 802 committed on September 7, 1998.

Upon consideration of the offense, the facts, law and circumstances involved in this case, the Court finds that the Defendant is eligible for probation. The specific reasons for the granting of probation are stated by the Court on the record.

As punishment for this crime(s),

IT IS ORDERED suspending imposition of sentence and placing the Defendant on probation as to this offense for a period of TWO YEARS commencing 06-20-2001 under the supervision of the Adult Probation Department of this Court, in accordance with the formal Judgment and Order suspending sentence and Order imposing terms of probation signed by the Court.

As a condition of probation,

IT IS ORDERED that the Defendant shall complete 24 total hours of Community Service, as directed by the probation officer.

REIMBURSEMENT: IT IS ORDERED that the Defendant shall make and pay reimbursement through the Clerk of the Superior Court of Maricopa County for the reasons stated on the record in the total amount of \$100.00.

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Payment is to be made in regular monthly payments of \$5.00 commencing 08-01-01 and on the same day of each month thereafter until paid in full.

FINE: IT IS ORDERED that the Defendant shall pay a fine to the Clerk of the Superior Court of Maricopa County in the amount of \$1,200.00, which equals \$750.00 plus surcharges of 60%.

Payment is to be made in regular monthly payments of \$40.00 commencing 08-01-01 and on the same day of each month thereafter until paid in full.

Fine is to be paid to the Arizona Drug Enforcement Fund.

IT IS ORDERED granting the Motion to Dismiss allegation of prior felony conviction for Criminal Damage, convicted on 10-29-98 in CR 98-94526.

The written terms and conditions of probation are handed to the Defendant for explanation, acceptance and signature. The Defendant agrees to the stated waiver of extradition. The Defendant is advised concerning the consequences of failure to abide the conditions of probation.

The Defendant is advised concerning rights of review after conviction and written notice of those rights is provided.

FILED: Conditions of Probation and Notice of Rights of Review after Conviction.

Let the record reflect that the Defendant has waived the preparation of a presentence report.

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Let the record reflect that the Defendant's thumbprint is permanently affixed to this sentencing order in open court.

9:23 a.m. Matter concludes.

/s/ HONORABLE DANIEL A. BARKER
JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)